



ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE PUBLISHED BY AUTHORITY

W.No.45

AMARAVATI, WEDNESDAY, NOVEMBER 16, 2022

G.1207

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD,**

4th FLOOR, IMDADGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.

F.No.15 / M / KNL / 2016.

Date: 27-10-2022.

KURNOOL DISTRICT - KODUMURU MANDAL - MOSQUE KNOWN AS JAMIA MASJID ALONG WITH ITS ATTACHED PROPERTIES SITUATED AT PYALAKURTHY VILLAGE - Sri SYED SHANAWAZ, S/o. Late AMEENUDDIN RECOGNIZED AS MUTAWALLI U/Sec.42 OF THE WAQF ACT, 1995.

- Read : 1. Boards Proceedings No.B3/69/KNL/86, dated: 16-01-1998.
2. Representation dated: 17-09-2018 of Sri Syed Ameenuddin, R/o Pyalakurthy Village, Kodumuru Mandal, Kurnool District.
3. This Office Memo to I.A Waqf, Kurnool District dt.17-09-2018.
4. Report No.47/KNL/2011, dt:22-11-2018 of the I.A. Waqfs, Kurnool along with enclosures.
5. This Office Notification dated: 27-12-2018.
6. Report No.47/KNL/2011, dated: 19-01-2019 of the I.A. Waqfs, Kurnool District along with Published Notification of Andhra Prabha Telugu Daily News Paper, dated: 03-01-2019.
7. This Office letter addressed to Hon'ble Board Member, APSWB, Dated.06-02-2019.
8. Letter of Hon'ble Board Member, APSWB, dated.08-03-2019.
9. Board's Resolution No.455 of 2022, dated:11-10-2022.
10. Orders of the Hon'ble Chairperson, APSWB, dated.14-10-2022.

ORDER:

The Waqf institution namely Mosque known as Jamia Masjid along with its attached properties situated in Sy.No.37, to an extent of Ac.2.96 Cents, Sy.No.208, to an extent of Ac.1.89 Cents, Sy.No.252, to an extent of Ac.0.45 Cents Sy.No.286, to an extent of Ac.1.80 Cents, Sy.No.290, to an extent of Ac.0.80 Cents, Sy.No.530, to an extent of Ac.18.54 Cents, Sy.No.588, to an extent of Ac.22.50 Cents, Sy.No.695, to an extent of Ac.11.98 Cents total admeasuring Ac.60.93 Cents of Pyalakurthy Village, Kodumuru Mandal, Kurnool District are notified Waqf and got published in the A.P. Gazette No.43-A, Part-II, dated: 24-10-1963 at Serial No.2091 under the Towliath of Syed Khaja Peeran who was died long back. The object of Waqf is maintenance of Mosque and the Rule of succession to the Office of the Mutawalli is Hereditary By custom.

In the reference 1st read above, the Board has recognized to Sri. Syed Ameenuddin as Mutawalli to the subject Waqf institution along with its attached properties. Further, the Mutawalli has submitted a representation along with its relevant documents in the reference 2nd read above with a request to consider his request and to recognize his son namely Syed Shanawaz as Mutawalli to the subject Waqf institution and its attached properties in his place and he expired on 22-09-2020.

The Board has issued a Memo to Inspector Auditor Waqfs, Kurnool District in the reference 3rd read above and directed to enquire the matter and to submit detailed report along with its relevant documents as per procedure.

Accordingly, the Inspector Auditors Waqfs, Kurnool District has reported in the ref.4th read above that, Sri Syed Shanawaz, S/o Syed Ameenuddin, R/o.Pyalakurthy (V) Kodumuru Mandal is managing the day to day affairs of subject Waqf and also paid Waqf fund without any dues. Further he reported that, the Institution is having lands to an extent of Ac.60.93 Cents covered in various Survey Number of Pyalakurthy Village, Kodumuru Mandal, Kurnool District and the I.A. Waqfs has requested to take necessary action in the subject matter.

As a further course of action, a Notification dated: 27-12-2018 was issued in the reference 5th read above for calling claims and objections if any, for recognition of Sri Syed Shanawaz, S/o. Syed Ameenuddin, R/o. Pyalakurthy Village, Kodumuru Mandal, Kurnool District as Mutawalli to the subject Waqf institution along with its attached properties in place of his father and the I.A. Waqfs, Kurnool District has submitted report on 19-01-2019 in the reference 6th read above that the aforesaid notification was published in Andhra Prabha Telugu Daily News Paper, Kurnool District

Edition on 03-01-2019, there were no claims and objections received against the said notification to appoint Sri Syed Shanawaz as Mutawalli to the subject Waqf in the place of his father.

The above said matter was placed before Board meeting and the Board has passed resolution No.183/2018, dated.13-11-2018. Accordingly, this office was addressed the letter to the Hon'ble Board Member Sri. A.Md. Imtiaz, I.A.S. with a request to kindly examine the matter and arrange the remarks on the subject institution in the ref. 7th read above. The Hon'ble Member has submitted his remarks on 08-03-2019 vide ref.8th read above, to consider the candidature of Sri. Syed Shanawaz, S/o. Syed Ameenuddin U/sec.42 of Waqf Act, 1995 to the subject institution.

The subject matter was placed before the Board and the Board has passed resolution No.455 of 2022, dated.11-10-2022 in the ref.9th read above to recognize Sri. Syed Shanawaz, S/o. late Ameenuddin as Mutawalli in place of his deceased father U/sec.42 of Waqf Act, 1995 for Mosque known as Jamia Masjid along with its attached properties situated at Pyalakurthy Village, Kodumur Mandal, Kurnool District..

Accordingly, Sri. Syed Shanawaz, S/o. late Ameenuddin is hereby recognized as Mutawalli in place of his deceased father U/sec.42 of Waqf Act, 1995 for Mosque known as Jamia Masjid along with its attached properties situated at Pyalakurthy Village, Kodumur Mandal, Kurnool District for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec.61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereto.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.

- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not be entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also note that Sec.3(ee) defined encroacher, Sec. 52-A explains rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / withhold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To

Sri.Syed Shanawaz, S/o. late Ameenuddin,
Mutawalli of Mosque known as Jamia Masjid,
Pyalakurthy Village, Kodumur Mandal, Kurnool District,

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